

02-09-06

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PTO/SB/21 (04-04)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/840,278
		Filing Date	April 23, 2001
		First Named Inventor	James Pangerc et al.
		Art Unit	3727
		Examiner Name	Stephen J. Castellano
Total Number of Pages in This Submission		Attorney Docket Number	0275Y-000357

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Notice of Dwg Inconsistency; Copy of Notice; Copy of Replacement Dwgs filed on 1/24/06; copy of stamped rec'd postcard; return receipt postcard
Remarks: The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 02-2550. A duplicate copy of this sheet is enclosed.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name	Ryan W. Massey	Reg. No.	38,543
Signature	<i>Ryan W. Massey</i>				
Date	February 8, 2006				

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Ryan W. Massey	Express Mail Label No.	EV 717 343 998 US (2/8/2006)
Signature	<i>Ryan W. Massey</i>	Date	February 8, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

EV 717 343 998 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

NOA: November 9, 2005
Application No.: 09/840,278
Filing Date: April 23, 2001
Applicant: James Pangerc et al.
Group Art Unit: 3727
Examiner: Stephen J. Castellano
Title: STORAGE CONTAINER
Attorney Docket: 0275Y-000357



Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

Sir:

In response to the *Notice of Drawing Inconsistency with Specification* dated January 30, 2006, please consider the remarks set forth below.

The Examiner states that Figures 12-17 are contained in the Drawings but not listed in the Brief Description of the Drawings in the specification. However, Applicants note that Replacement Drawings have previously been submitted to the USPTO on January 24, 2006 to replace the incorrect Drawings filed on December 8, 2005. The Replacement Drawings filed on 1/24/06 do not include Figures 12-17, thus making the drawings consistent with the specification. Therefore, the drawings should now be in condition for allowance. A courtesy copy of the Replacement Drawings filed on 1/24/06, as well as a copy of the stamped received postcard, are attached herewith.

If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

Date: February 8, 2006

By: *Ryan W. Massey*
Ryan W. Massey, Reg. No. 68,543

Harness, Dickey & Pierce, P.L.C.
P.O. Box 828
Bloomfield Hills, MI 48303
248-641-1600

COPY



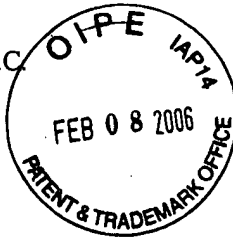
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/840,278	04/23/2001	James Pangerc	0275Y-000357	3325

27572 7590 01/30/2006

HARNESSE, DICKEY & PIERCE, P.L.C.
P.O. BOX 828
BLOOMFIELD HILLS, MI 48303



EXAMINER

CASTELLANO, STEPHEN J

ART UNIT PAPER NUMBER

3727

DATE MAILED: 01/30/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

02754-000357
1mo Response Req
due 2/28/06



CMB RWM



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

The drawings filed 12-08-05 have been received. However, an inconsistency exists between the drawings and the Brief Description of the Drawings in the specification.

Figures _____ are listed in the Brief Description of the Drawings in the specification but not contained in the Drawings.

Figures 12-17 are contained in the Drawings but not listed in the Brief Description of the Drawings in the specification.

Applicant is required to correct the above-noted inconsistency within a time period of **ONE MONTH or THIRTY (30) DAYS, whichever is longer**, from the mailing date of this Notice, or within the time remaining in the time period set forth in the Notice of Allowability (Form PTOL-37) to file corrected drawings, whichever is longer. **NO EXTENSION OF THIS TIME PERIOD MAY BE GRANTED UNDER EITHER 37 CFR 1.136 (a) OR (b)**

Failure to correct the above noted inconsistency will result in **abandonment** of the application.

The file will be held in the Publishing Division to await the correction of the inconsistency.

Return Corrected Drawings/Specification to:

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450

Alexandria, VA 22313-1450

Office of Patent Publication/Publishing Division
Customer Service: 571-272-4200
1-888-786-0101

FORM PTO-1631 (REV. 10-03)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

NOA: November 9, 2005

Application No.: 09/840,278

Filing Date: April 23, 2001

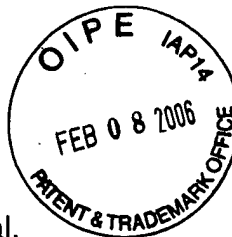
Applicant: James Pangerc et al.

Group Art Unit: 3727

Examiner: Stephen J. Castellano

Title: STORAGE CONTAINER

Attorney Docket: 0275Y-000357



Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

TRANSMITTAL OF FORMAL DRAWINGS

Sir:

Enclosed for filing are twelve (12) "Replacement Sheets" including formal drawings (Figs. 1-11) for the above-identified patent application. Applicant respectfully requests that the enclosed FORMAL DRAWINGS replace the most recent drawings filed with the application.

Respectfully submitted,

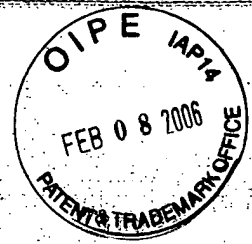
Date: January 24, 2006

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By: Ryan W. Massey

Ryan W. Massey, Reg. No. 38,543

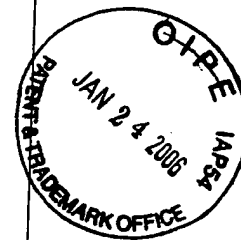
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Applicant: James Pangerc et al.	Case No.: 0275Y-000357
Serial No.: 09/840,278	Filing Date: April 23, 2001
Title: STORAGE CONTAINER	

Please acknowledge receipt of:
EV 717 344 106 US (1/24/2006); Transmittal Form with
attached Certificate of Mailing (in duplicate); Transmittal
of Formal Drawings; and Twelve (12) Replacement
Sheets (Figs. 1-11).

EV 717 344 106 US



By stamping and returning to Harness, Dickey & Pierce, P.L.C.			USPTO Date Stamp
Due: n/a	Date Mailed: 1/24/06	Attorney: RWM	